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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE DIVISION
10 United States Fire Ins. Co., NO. C 09-02388 JW
11 Plaintiff,
12 v.
13 Vesta Strategies, LLC, et al.,
14 Defendants.

15 This case is scheduled for an Case Management Conference on February 14, 2011. Pursuant
16 to the Federal Rules of Civil Procedure and Local Rules of this Court, the parties conferred and duly
17 submitted a Joint Case Management Statement. (See Docket Item No. 202.) In their Statement, the
18 parties indicate that Defendants have filed a Motion to Dismiss Counterclaim¹ which is set for
19 hearing on March 7, 2011. In light of the pending Motion, the Court finds that a Conference is
20 premature at this time and thus, the Court VACATES the Conference. The Court will set a new
21 conference date in its Order addressing the pending Motion to Dismiss, if necessary.

23 | Dated: February 9, 2011

JAMES WARE
United States District Chief Judge

¹ (See Docket Item No. 201.)

United States District Court

For the Northern District of California

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Andrew B. Downs andy.downs@bullivant.com
Becki F. Kieffer lisa.golden@troutmansanders.com
3 Charles Edward Wheeler cwheeler@cozen.com
Eileen King Bower eileen.bower@troutmansanders.com
4 Erik Fuehrer erik.fuehrer@dlapiper.com
James David Roberts jroberts@chennelsonroberts.com
5 John R. Gerstein jack.gerstein@troutmansanders.com
Kevin Richard Martin kevin@pattonmartinsullivan.com
6 Michael Gerald Schwartz michael.schwartz@dlapiper.com
Norman Jorgen Ronneberg norman.ronneberg@bullivant.com
7 Patric J. Kelly pjkelly@ahk-law.com
Peter Roldan peter.roldan@bullivant.com
8 Peter Laurence Candy plcandy@hbsb.com
Robert Louis Brace rlbrace@hbsb.com
9 Shawn Robert Parr shawn@parrlawgroup.com

10 **Dated: February 9, 2011**

Richard W. Wieking, Clerk

12 By: /s/ JW Chambers
13 Elizabeth Garcia
Courtroom Deputy

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